

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
-----X  
JARRETT FROST,

Plaintiff,

**ORDER**

- against -

15 Civ. 4843 (NRB)

THE CITY OF NEW YORK, ET AL.,

Defendants.

-----X  
**NAOMI REICE BUCHWALD**  
**UNITED STATES DISTRICT JUDGE**

WHEREAS, on August 12, 2022, plaintiff's counsel informed this Court of the death of plaintiff Jarrett Frost, see ECF No. 160;


WHEREAS, on September 30, 2022, this Court ordered that a suggestion of death may be filed on the record without a death certificate, but must be filed by a representative of the deceased party, counsel retained by a representative of the deceased party, or defendants, see ECF No. 163;

WHEREAS, on June 2, 2023, defendants filed a suggestion of death of plaintiff Jarrett Frost upon the record pursuant to Federal Rule of Civil Procedure 25(a)(1) requesting that any motion for substitution of a proper party be made within ninety days, see ECF No. 164; and

WHEREAS, there has been no motion for substitution of a proper party made in ninety days; it is hereby

**ORDERED** that this case is dismissed without prejudice. The Clerk of Court is respectfully instructed to close the case.

Dated: New York, New York  
September 7, 2023

  
NAOMI REICE BUCHWALD  
UNITED STATES DISTRICT JUDGE